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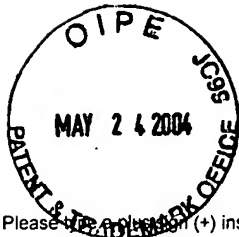
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PTO/SB/21 (08-00)  
Approved for use through 10/31/02. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	10/814,783
	<b>Filing Date</b>	April 1, 2004
	<b>First Named Inventor</b>	Helmut LINK
	<b>Group Art Unit</b>	Not Yet Assigned
	<b>Examiner Name</b>	Not Yet Assigned
<b>Total Number Of Pages In This Submission</b>	<b>39</b>	<b>Attorney Docket No.</b> 246472006600

### ENCLOSURES (check all that apply)

- |   |   |   |
|---|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form                      | <input type="checkbox"/> Assignment Papers<br>(for an Application)        | <input type="checkbox"/> After Allowance Communication to Group   |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawing(s) -                                     | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences   |
| <input type="checkbox"/> Amendment / Reply                                    | <input checked="" type="checkbox"/> Licensing-related Papers              | <input checked="" type="checkbox"/> Appeal Communication to Group<br>(Appeal Notice, Brief, Reply Brief)  |
| <input type="checkbox"/> After Final  | <input checked="" type="checkbox"/> Petition for Expedited Handling       | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declarations                              | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request                            | <input type="checkbox"/> Change of Correspondence Address                 | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>1. 2 copies of specification; and<br>2. 1 copy of English Translation. |
| <input type="checkbox"/> Express Abandonment Request                          | <input type="checkbox"/> Terminal Disclaimer                              |   |
| <input type="checkbox"/> Information Disclosure Statement                     | <input type="checkbox"/> Request for Refund                               |   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)               | <input type="checkbox"/> CD, Number of CD(s) _____                        |   |
| <input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application | <b>Remarks</b>  |   |

### SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm Or Individual Name	Wayne C. Jaeschke, Jr., Registration No. 38,503
Signature	
Date	May 24, 2004

### CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Alexandria, Virginia on May 24, 2004.

Debbie Labriny

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box Patent Application, Washington, DC 20231.



PATENT  
Docket No. 246472006600

CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Alexandria, Virginia., on May 24, 2004.

*Debbie Labriny*  
Debbie Labriny

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

In re application of :  
For Helmut LINK et al. :  
Serial Number 10/814,783 :  
Filing Date April 1, 2004 :  
Examiner Unassigned :  
Attorney Docket 246472006600 :

PETITION FOR LICENSE FOR FOREIGN FILING

Commissioner For Patents  
Alexandria, Virginia 22313

Attn: Licensing and Review

Please note that this petition requests:

- ☒ expedited handling.
- ☒ telephone report.

Sir:

Petition is hereby made, in duplicate, for a license under 37 CFR 5.12(b), and 5.13, for the foreign filing of the subject matter for which a legible copy of the material on which the license is desired is attached hereto. An English translation of the German specification is attached.

05/26/2004 AWONDAF1 00000022 031952 10814783

01 FC:1460 130.00 DA

va-64415

It is requested that the duplicate copy of the petition be returned with the license or other action on the petition.

Inventors: Helmut D. LINK and Paul C. MCAFEE

Title of the disclosure: CERVICAL INTERVERTEBRAL PROTHESIS

It is believed that this invention is clearly of no interest from a security standpoint, as it relates to capacitor films.

☒ Expedited handling of this petition is requested. The fee therefor is to be paid as follows:

☒ Charge \$130.00 to Deposit Account No. 03-1952, referencing Docket No. 246472006600.

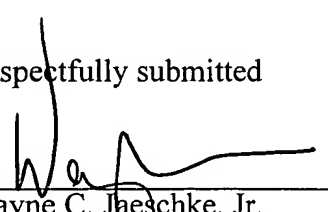
The Commissioner is hereby authorized to charge any additional fees under 37 CFR §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment, to Deposit Account No. 03-1952.

☒ Please notify petitioner of the issuance of the license, by telephone, at the number shown below.

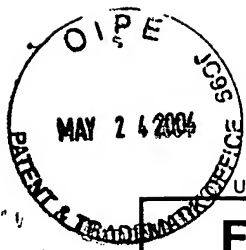
Respectfully submitted

Dated: May 24, 2004

By:

  
Wayne C. Jaeschke, Jr.  
Registration No. 38,503

Morrison & Foerster LLP  
1650 Tysons Blvd., Suite 300  
McLean, Virginia 22102  
Telephone: (703) 760-7756  
Facsimile: (703) 760-7777



PTO/SB/17 (10-02)

Approved for use through 10/31/2002. OMB 0651-0032

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# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

**Complete if Known**

Application Number	10/814,783
Filing Date	April 1, 2004
First Named Inventor	Helmut LINK
Examiner Name	Not Yet Assigned
Group Art Unit	Not Yet Assigned
Attorney Docket No.	246472006600

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit Account

Deposit Account Number

03-1952

Deposit Account Name

Morrison &amp; Foerster LLP

The Commissioner is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee

to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	750	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** =	18	
Independent Claims	-3** =	84	
Multiple Dependent		280	

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,280	2453	640	Petition to revive - unintentional	
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	740	2810	370	For each additional invention to be examined (37CFR 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)				Fee for Request for Expedited Handling	130

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130

**SUBMITTED BY**

Name (Print/Type) Wayne C. Jaeschke, Jr.

Registration No. (Attorney/Agent)

38,503

**Complete (if applicable)**

Telephone (703) 760-7756

Signature

Date

May 24, 2004